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Elaine Willig
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MAY 20 2002

Case 7996

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

deLong et al : Confirmation No.: 3530
Serial No.: 09/774,555 : Group Art Unit: 1616
Filed: January 31, 2001 : Examiner: Barbara P. Badio
For: COMPOSITIONS AND METHODS FOR TREATING HAIR LOSS USING
C₁₆ – C₂₀ AROMATIC TETRAHYDRO PROSTAGLANDINS

RESPONSE TO OFFICE ACTION – RESTRICTION REQUIREMENT

The Assistant Commissioner For Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated November 29, 2001, in which restriction was required to one of four groups:

- Group I – Claims 1-21, drawn to a topical composition, Class 424/400+;
- Group II – Claims 22-43, drawn to a method of treating hair loss, Class 424/70.1+;
- Group III – Claim 43, drawn to a mascara composition, Class 424/70.7+;
- Group IV – Claim 44, drawn to a method of darkening hair, Class 424/70.6+
- Group V - Claim 44, drawn to a method of thickening hair, Class 424/70.1+

Applicants elect Group I without traverse.

In response to the Examiner's requirement for an election of species, Applicants elect the species disclosed as Example I on pages 36-37 of the specification, which corresponds to the formula in Claim 1 wherein:

R¹ = CO₂R⁵, wherein R⁵ = a monovalent hydrocarbon, CH(CH₃)₂;

R² = H

X = OR⁸, wherein R⁸ = H

R³ = H

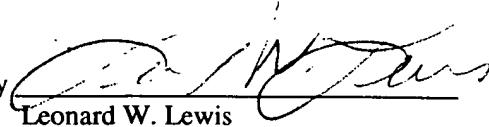
R⁴ = H

Y = a sulfur-containing moiety (S) and
Z = an aromatic group (phenyl).

A petition for an extension of time to extend the period for response for four (4) months, through April 29, 2002, is included in the attached transmittal letter.

Respectfully submitted,

By


Leonard W. Lewis
Attorney for Applicant
Registration No. 30,769
(513) 634-5649
Customer Number 27752

April 26, 2002

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 7996

Box
ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s): M. A. DeLONG et al. Confirmation No. 3530

Serial No.: 09/774,555 Group Art Unit: 1616

Date Filed: January 31, 2001 Examiner: Barbara P. Radio

Title: COMPOSITIONS AND METHODS FOR TREATING HAIR LOSS
USING C₁₆ C₂₀ AROMATIC TETRAHYDRO PROSTAGLANDINS

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Name

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OTHER THAN A
SMALL ENTITY

	(Col. 1)		(Col. 2)		(Col. 3)		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA*		
TOTAL	*	MINUS	**	=	x \$18 =	\$	
INDEP.							
		MINUS	***	=	x \$80 =	\$	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+ \$270 =	\$
						TOTAL	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

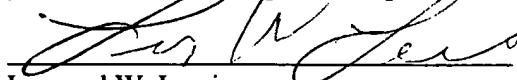
*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. [X] The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated November 29, 2001 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$1,440 for a four-month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - [x] Any patent application processing fees under 37 CFR §1.16.
 - [x] Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

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April 26, 2002

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